

**CITY OF ALBANY COMMON COUNCIL  
MINUTES OF A REGULAR MEETING**

**MONDAY, AUGUST 7, 2017**

**Members Present:** Council Members Applys, Conti, Doesschate, Fahey, Flynn, Golby, Herring, Igoe, Kornegay, O'Brien, Robinson, Council President McLaughlin

**Staff Present:** Gerald Campbell, Marisa Franchini

The roll being called, the meeting was called to order by President McLaughlin at 7pm; Council Member Herring led the body in reciting the Pledge of Allegiance followed by a Moment of Silence.

**Public Comment Period**

The following members of the public spoke:

- 1) Nancy Benedict – 31 Forest Road, Delmar, NY 12054 - Channel Albany
- 2) Alana Klein – 29 Glenwood Street, Albany, NY 12208 - Transgender Issues
- 3) Danielle Lam (Mobilite) - 594 Broadway, NYC - Small Cell Densification Project

There being no further speakers, President McLaughlin declared the Public Comment Period closed.

**Consideration of Local Laws**

President Pro Tem Conti held the Local Laws on the agenda for further consideration.

**Reports of Standing and Ad Hoc Committees**

No reports were presented.

**Consideration of Ordinances**

Council Member Fahey noticed the introduction of Ordinance 35.81.17 which was held for further consideration.

**AN ORDINANCE AUTHORIZING AND DIRECTING THE GRANT OF AN AIR EASEMENT IN FAVOR OF ALBANY MEDICAL CENTER IN THE CITY OF ALBANY (TAX MAP ID#: 76.05-1-15 ), OVER A PORTION OF THE CITY RIGHT-OF-WAY OF 22 NEW SCOTLAND AVENUE IN THE CITY OF ALBANY**

**The City of Albany, in Common Council convened, does hereby ordain and enact:**

**Section 1. It is hereby authorized that the City of Albany grant an air easement in favor of 22 New Scotland Avenue (Tax Map # 76.05-1-15 ), over a portion of the City right-of-way of New Scotland Avenue in the City of Albany, as described in the legal description attached hereto.**

**Section 2. The form, content, terms and conditions of such easements shall be approved by the Corporation Counsel.**

**Section 3. The Grantees shall not hinder, interfere with, prevent, delay, obstruct or adversely affect the Grantor in the reasonable exercise of its governmental operations or function.**

**Section 4. This ordinance shall take effect immediately.**

Council Member O'Brien noticed the introduction of Ordinance 36.81.17 which was held for further consideration.

**AN ORDINANCE OF THE COMMON COUNCIL AUTHORIZING AND DIRECTING THE GRANT OF A PERMANENT EASEMENT TO VALUSPACE ALBANY LLC FOR THE USE AND OCCUPANCY OVER, UPON AND UNDER A PORTION OF THE CITY RIGHT-OF-WAY OF 40 RUSSELL ROAD**

**BE IT ENACTED by the Common Council of the City of Albany as follows:**

**The City of Albany, in Common Council convened, does hereby ordain and enact:**

**Section 1. It is hereby authorized that the City of Albany grant an easement in favor of Valuespace Albany, LLC (Tax Map # 53.67-1-5.1), over a portion of the City right-of-way of 40 North Russell Road in the City of Albany.**

**Section 2. The form, content, terms and conditions of such license agreement shall be approved by the Corporation Counsel.**

**Section 3. The Grantees shall not hinder, interfere with, prevent, delay, obstruct or adversely affect the Grantor in the reasonable exercise of its governmental operations or function.**

**Section 4. This ordinance shall take effect immediately.**

President Pro Tem Conti held the remaining ordinances on the agenda for further consideration.

**Consideration of Resolutions**

President Pro Tem Conti made a motion to request Majority Consent to add Resolutions 48.81.17R and 49.81.17R to the agenda for introduction. The motion was duly seconded and adopted by unanimous voice vote.

Council Member Herring offered Resolution 48.81.17R for introduction.

**RESOLUTION OF THE COMMON COUNCIL CONFIRMING THE APPOINTMENT OF SERENA JOYCE WHITE AS A MEMBER OF THE ZONING BOARD OF APPEALS**

**WHEREAS**, the Mayor of the City of Albany has, pursuant to the provisions of Article 3 of the City Charter, and Section 375-1 of the Code of the City of Albany, appointed Serena Joyce White as a member of the Zoning Board of Appeals;

**NOW, THEREFORE, BE IT RESOLVED**, that Serena Joyce White is hereby confirmed as a member of the Zoning Board of Appeals for a term ending December 31, 2018.

Council Member Herring offered Resolution 49.81.17R for introduction.

**RESOLUTION OF THE COMMON COUNCIL CONFIRMING THE APPOINTMENT  
OF RICHARD BERKLEY AS A MEMBER OF THE ZONING BOARD OF APPEALS**

**WHEREAS**, the Mayor of the City of Albany has, pursuant to the provisions of Article 3 of the City Charter, and Section 375-1 of the Code of the City of Albany, appointed Serena Joyce White as a member of the Zoning Board of Appeals;

**NOW, THEREFORE, BE IT RESOLVED**, that Serena Joyce White is hereby confirmed as a member of the Zoning Board of Appeals for a term ending December 31, 2019.

President Pro Tem Conti referred Resolutions 48.81.17R and 49.81.17R to the Planning, Economic Development and Land Use Committee for further consideration.

President Pro Tem Conti held the remaining resolutions on the agenda for further consideration.

**Adjournment**

There being no further business, President Pro Tem Conti made a motion to adjourn which was duly seconded and adopted by unanimous voice vote; the meeting adjourned at approximately 7:15pm.

*Respectfully Submitted*  
*Gerald Campbell*  
*Clerk to the Common Council*